

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

THE BANK OF NEW YORK MELLON
LONDON BRANCH, as Indenture Trustee
under the Indenture dated as of April 30,
2007,

Interpleader Plaintiff,

- against -

CART 1, LTD., as Issuer; DEUTSCHE BANK
AG FRANKFURT, as Swap Counterparty; and
CRC CREDIT FUND, LTD.,

Interpleader Defendants.

18-cv-06093 (JPO)

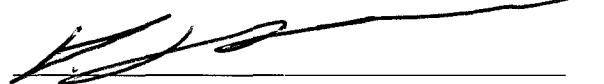
**NOTICE OF INTERPLEADER AND CROSSCLAIM DEFENDANT
DEUTSCHE BANK AG'S MOTION TO DISMISS**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Interpleader and Crossclaim Defendant Deutsche Bank AG's Motion to Dismiss the Crossclaims of CRC Credit Fund, Ltd. ("CRC"), the Declaration of Sheila C. Ramesh, including all the exhibits thereto, and all the prior papers and proceedings heretofore had herein, Deutsche Bank AG will move this Court before the Honorable Judge J. Paul Oetken, United States District Judge for the Southern District of New York, 40 Foley Square, New York, New York, at a date and time to be determined by this Court, for an order dismissing CRC's Crossclaims pursuant to Federal Rule of Civil Procedure Rule 12(b)(6). Deutsche Bank AG respectfully requests oral argument on this motion.

Dated: September 13, 2018
New York, New York

CAHILL GORDON & REINDEL LLP

By:


David G. Januszewski
Sheila C. Ramesh
Stephen C. Behymer
80 Pine Street
New York, New York 10005
(212) 701-3000

*Attorneys for Interpleader and Crossclaim Defendant
Deutsche Bank AG*